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FEB 17 2004

DATE: February 16, 2004

Your Ref: -

Our Ref: 4767-179 LAB

OFFICIAL

TO:	FAX #	PHONE #
Petitions Office	(703) 872-9306	

Total Number of Pages (Including This Page): 10

FROM: Lola A. Bartoszewicz / (416) 595-1155 Ext. 200

COMMENTS:

Re: United States Patent Application Serial No. 08/737446
Applicant: DUPRE, John
Title: Treatment of Diabetes

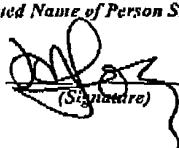
Attached hereto please find our Petition For Revival of an Application For Patent Abandoned Unintentionally Under 37CFR 1.137(b).

Regards.

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CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)		Docket No. 4767-179 LAB	
Applicant(s): DUPRE, John			
Serial No. 08/737,446	Filing Date January 10, 1997	Examiner Patrick J. Nolan	Group Art Unit 1644
Invention:			
Treatment of Diabetes			
<p>I hereby certify that this <u>Petition For Revival of an Application For Patent Abandoned Unintentionally</u> <small>(Identify type of correspondence)</small> is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>703-872-9306</u>) on <u>February 16, 2004</u> <small>(Date)</small></p> <p style="text-align: right;">Monica Lopez <small>(Typed or Printed Name of Person Signing Certificate)</small></p>  <p style="text-align: right;">_____ <small>(Signature)</small></p>			
<p>Note: Each paper must have its own certificate of mailing.</p>			

Petition For Revival Of An Application For Patent Abandoned
Unintentionally Under 37 CFR 1.137(b) (Small Entity)

Docket No.
4767-179 LAB

In Re Application Of:

DUPRE, John

Serial No.	Filing Date	Examiner	Group Art Unit
08/737,446	January 10, 1997	Patrick J. Nolan	1644

Invention:

Treatment of Diabetes

Attention: Office of Petitions
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper response to a notice or action by the Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extension of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee—required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. A proposed reply to the above-identified Office Action:

Is enclosed. was filed on _____

The proposed reply is in the form of: _____

2. The issue fee:

is enclosed. was paid on _____

3. A small entity declaration:

is enclosed. was filed on January 10, 1997

4. The abandoned application was a:

design application. utility application. plant application.

5. A terminal disclaimer (and fee) disclaiming a period equivalent to the period of abandonment is enclosed.

6. Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

Petition For Revival Of An Application For Patent Abandoned
Unintentionally Under 37 CFR 1.137(b) (Small Entity)

Docket No.
4767-179 LAB

In Re Application Of:

DUPRE, John

Serial No.	Filing Date	Examiner	Group Art Unit
08/737,446	January 10, 1997	Patrick J. Nolan	1644

Invention:

Treatment of Diabetes

Calculation and Payment of Fees

Enclosed are the following fees:

7. Petition fee under 37 CFR 1.17(m) in the amount of: **\$665.00**

8. Fee for amendment in the amount of: _____

9. Fee for extension of time to reply to Office Action in the amount of: _____

10. Issue fee in the amount of: _____

11. Continuing application filing fee in the amount of: _____

12. Terminal disclaimer fee in the amount of: _____

13. _____

Total fees enclosed: **\$665.00**

The fee of **\$665** is to be paid as follows:

A check in the amount of the fee is enclosed.

The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 19 2253.

Petition For Revival Of An Application For Patent Abandoned
Unintentionally Under 37 CFR 1.137(b) (Small Entity)

Docket No.
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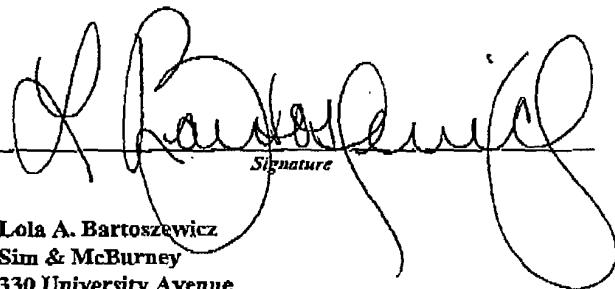
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Invention:			
Treatment of Diabetes			

Statement

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.



Signature

Lola A. Bartoszewicz
Sim & McBurney
330 University Avenue
6th Floor
Toronto, Ontario
M5G 1R7

Dated: **February 16, 2004**

I certify that this document and fee is being deposited on [redacted] with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

CC: